

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6479

BILL NUMBER: HB 1269

NOTE PREPARED: Dec 13, 2008

BILL AMENDED:

SUBJECT: Benefits While on State Active Duty.

FIRST AUTHOR: Rep. Koch

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: ☒ GENERAL
☒ DEDICATED
☒ FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill provides that a member of the Indiana National Guard who serves on state active duty for a period of up to 30 days may not be discharged from employment, except for cause, by the employer for at least 90 days after the completion of the state active duty.

Effective Date: July 1, 2009.

Explanation of State Expenditures: The impact on the state would be as an employer. As of December 12, 2009, the state has 50 active employees in the Indiana National Guard and approximately 55 employees on military leave. The impact is probably minor. The state could still terminate the employee for cause or after 90 days from the completion of the state active duty.

Background: There are currently about 4,420 National Guard troops on active duty. About 3,400 leave active duty in the next three months, so the number will then be approximately 1,000 members on active duty.

Currently, federal law provides that for protection for one year if the service was more than 180 days and 180 days if the service was more than 30 and less than 181 days.

Explanation of State Revenues:

Explanation of Local Expenditures: See *Explanation of State Expenditures*.

Explanation of Local Revenues:

State Agencies Affected: All.

Local Agencies Affected: All.

Information Sources: Indiana National Guard Public Affairs, 317-247-3222.

Fiscal Analyst: Chuck Mayfield, 317-232-4825.